

UNITED STATES DISTRICT COURT

for the
Western District of Texas

United States of America)

v.)

ROCIO GUIDO GARCIA)

Case No.

EPI4M 2071 ATB

FILED
MAY 16 2014
 CLERK, U.S. DISTRICT COURT
 WESTERN DISTRICT OF TEXAS
 BY *[Signature]* DEPUTY

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of May 15, 2014 in the county of El Paso in the
Western District of Texas, the defendant(s) violated:

Code Section

18 U.S.C. 1028(a)(4)

Offense Description

knowingly did possess an identification document not lawfully issued to her;
 namely, a genuine Form DSP-150 B1/B2 Non-immigrant Visa, with the intent said
 document be used to defraud the United States.

This criminal complaint is based on these facts

☒ Continued on the Attached sheet.*[Signature]*

Complainant's signature

Michel Alvarez

CBP Enforcement Officer

Sworn to before me and signed in my presence.

Date: May 16, 2014City and state: El Paso, Texas*[Signature]*

Judge's signature

Anne T. Berton

United States Magistrate Judge

STATUTE VIOLATED

18 U.S.C. 1028(a)(4)

PLACE OF VIOLATIONYsleta Port-of-Entry
El Paso, Texas**DATE**

May 15, 2014

VIOLATION

The DEFENDANT, ROCIO GUIDO GARCIA, knowingly did possess an identification document not lawfully issued to her; namely, a genuine Form DSP-150 B1/B2 Non-immigrant Visa, with the intent said document be used to defraud the United States.

DEFENDANT

The DEFENDANT is a 49-year-old native and citizen of MEXICO

DETENTION STATUS

The DEFENDANT was transported to the El Paso County Detention Facility, El Paso, Texas, pending initial hearing before a United States Magistrate Judge.

FACTS

That on or about May 15, 2014, the DEFENDANT, ROCIO GUIDO GARCIA, a native and citizen of Mexico, attempted to enter into the United States at the Ysleta Port of Entry, El Paso, Texas, via pedestrian primary, by presenting to primary U.S. Customs and Border Protection (CBP) Officer Hector M. Holguin a genuine DSP-150 Laser Visa, bearing the name and photograph of another and representing herself to be that person. Officer Holguin noticed facial discrepancies between the DEFENDANT and the picture on the document presented. Officer Holguin asked the DEFENDANT if the document she presented belonged to her and the DEFENDANT claimed ownership of the document. Officer Holguin conducted a biometrics query resulting in a mismatch. Officer Holguin did not admit the DEFENDANT but rather escorted her into Passport Control Secondary (PCS) for further inspection. In PCS, the DEFENDANT admitted that she is a citizen and national of Mexico not in possession of any legal document with which to enter the United States. Officer Heriberto Fuentes served the DEFENDANT with Form I-214, Warning of Rights (Spanish Version), which she read, said she understood and signed voluntarily requesting legal counsel. All questioning ceased.

Because this Affidavit is being submitted for the limited purpose of establishing probable cause as set forth herein, I have not included each and every fact known to me concerning this investigation.

CRIMINAL AND IMMIGRATION RECORD**CRIMINAL RECORD**

DATE	LOCATION	CHARGE	DISPOSITION
		None Established	

IMMIGRATION RECORD

DATE	LOCATION	REASON	DISPOSITION
		None Established	

EXHIBITS

Exhibit "A" - Form I-214, Warning of Rights, dated and signed by the DEFENDANT on 5/15/2014.
 Exhibit "B" - Form I-213, Record of Deportable/Inadmissible Alien, dated on 5/15/2014.
 Exhibit "C" - Form DSP-150 B1/B2 Non-immigrant Visa, presented by DEFENDANT on 5/15/2014.